

EXHIBIT 8

1 IN THE THIRD DISTRICT COURT -SALT LAKE

2 SALT LAKE COUNTY, STATE OF UTAH

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5 STATE OF UTAH, :

6 PLAINTIFF. :

7 VS. :

CASE NO. 101401517FS

8 JOSEPH CHATWIN, :

9 RESPONDENT. :

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11 PRELIMINARY HEARING - FEBRUARY 8, 2011

12 BEFORE

13 THE HONORABLE CHARLENE BARLOW

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20 Transcribed by Lisa Freebairn

1 Q How long were you with Salt Lake City?

2 A Twenty-one years.

3 Q And what are your, or what were your duties at Draper
4 City on May 18th of last year?

5 A I was working a traffic patrol assignment. I'm
6 assigned to the traffic unit.

7 Q And that day did you respond to 12534 South 150 East?

8 A I, I did.

9 Q Can you, can you explain to the Court why you
10 responded there?

11 A Yes. There was an ATL broadcast, an attempt to
12 locate on a vehicle that had left the state liquor store in
13 Draper. The broadcast was a person in a white vehicle was
14 leaving the store, was intoxicated, and the clerk at the store
15 got a license plate number. Dispatch ran that number and said
16 it was located in Draper City and so I went and waited near
17 that address to see if the vehicle returned to the home
18 address.

19 Q I see. And did you ever locate that vehicle?

20 A I did.

21 Q What kind of vehicle was it?

22 A It was a white Honda, I believe.

23 Q And were there any occupants in that vehicle?

24 A There was one.

25 Q But, and I guess I say occupants. Was there someone

1 Q Okay. Now you say that you, you directed that way?

2 A Yes.

3 Q Is he resisting you at all at that point?

4 A At, standing in front of me he was.

5 Q Okay.

6 A Directed him away from me, as soon as that happened,
7 I imagine due to his level of intoxication, everything just
8 went limp.

9 Q Everything on him?

10 A Yes.

11 Q Okay. Does he go on the ground?

12 A Yes.

13 Q Does he receive any injuries (inaudible)?

14 A He hit his ear and his left side of his face on the,
15 on the driveway.

16 Q Okay. And can you describe how forcefully he hits
17 the ground? I mean, I don't know, that's kind of a vague
18 question, if-

19 A - yeah, I don't know.

20 Q I mean-

21 A - I mean, it seemed like he hit his head pretty hard.

22 Q Okay. And what do you do at that point?

23 A At that time I, Dave, Officer Harris was coming back.
24 I told him, I said, He's hit the ground. Let's call medical.
25 You can see he's got a little cut or something. He started to